



PATENT #16  
Attorney Docket No. 390073  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) Guillory, Andre P.  
Serial No. 09/804,772  
Filed March 13, 2001  
For System for Selective Notification of  
Severe Weather Events

Examiner Nguyen, Phung  
Group Art No. 2632  
Confirmation No. 2684

Mail Stop AF  
Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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Declaration of Andre P. Guillory  
Under 37 C.F.R. § 1.131

I, Andre P. Guillory, declare as follows.

1. I am the named inventor of U.S. Patent Application No. 09/804,772, filed on March 13, 2001 (the "Application").
2. I own the entire right, title, and interest in and to the Application.
3. I have read and understand the specification and claims in the Application.
4. I have read and understand the contents of the Office action dated August 14, 2003, and the references cited therein. I have read and understand in particular United States Patent No. 6,590,529, issued July 8, 2003, and filed December 29, 2000, taking priority to U.S.

CERTIFICATE UNDER 37 C.F.R. § 1.8 and § 1.10

I hereby certify that, on the date shown below, this correspondence is being

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*Wendy L. Precht*  
Name of Depositor/Transmitter

*Wendy Precht*  
Signature

October 9, 2003  
Date

Provisional Application No. 60/182,352, filed on February 14, 2000 (the "Schwoegler patent").

5. This declaration is being presented under 37 C.F.R. § 1.131 to establish the invention of this Application prior to December 29, 2000 (the filing date of the Schwoegler patent) and prior to February 14, 2000 (the filing date of the provisional application).

6. Attached hereto as Exhibit 1 is a U.S. Patent and Trademark Office Search Request Form dated February 7, 2000. The Search Request Form includes a description of the invention.

7. Exhibit 2 is a copy of a charge card sales slip filled out by the patent research company that performed the search, dated February 10, 2000.

8. Exhibit 3 is a patent search report dated February 27, 2000, generated from the patent research group in response to the Search Request Form submitted February 7, 2000. Portions of the patent search report have been redacted.

9. From the date on which I received the patent search report to March 14, 2000, the date on which I filed my provisional application, materials for filing the provisional application for the Tornado Warning System were prepared. The provisional application with those materials was filed on March 14, 2000.

10. The present Application incorporates the disclosure from, and claims priority to, the provisional application.

11. From the above-referenced Exhibits, it can be seen that the invention in the present Application was made at least by February 7, 2000, which is a date earlier than the effective date of the Schwoegler patent.

12. I conceived and, with due diligence, pursued an effective reduction to practice of the system for selective notification of severe weather events of the provisional application and

the present Application.

13. This declaration is being submitted after final rejection. However, the Schwoegler patent was first cited against this Application in the final rejection.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and such willful false statements may jeopardize the validity of the Application or any patent issued thereon.

Respectfully Submitted,

Date 10/4/03

By Andre P. Guillory  
Andre P. Guillory